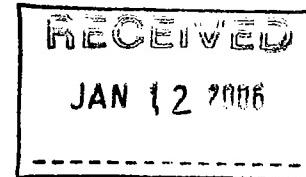


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UNITED STATES DISTRICT COURT)	
)	
FOR THE STATE OF ALASKA)	
)	
C.S. et al.,)	
	Plaintiff(s)) Case No. A05-275CV(JWS)
)	
vs.)	
)	
Anchorage School District,)	
	Defendant(s)) SCHEDULING AND PLANNING
)	CONFERENCE REPORT

1. **Meeting.** In accordance with F.R.Civ.P.26(f), a meeting was held January 5, 2006 and was attended by:

For Plaintiffs:
 Sonja Kerr/Meg Allison
 Disability Law Center

For Defendant:
 Bradley Owens
 Jermain, Dunnagan & Owens

The parties recommend the following:

2. **Pre-Discovery Disclosures.** The information required by F.R.Civ.P.26(a)(1):

 have been exchanged by the parties

X will be exchanged by the parties by _____ - Defendant position.

Plaintiffs position: The pre-discovery disclosures do not apply in this matter, but to the extent they apply, plaintiffs suggest exchange of disclosures within 10 days of the scheduling conference.

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Proposed changes to disclosure requirements: (*insert proposed changes, if any*)

Preliminary witness lists:

 have been exchanged by the parties

 X no additional witnesses are expected to testify in this matter

3. **Contested Issues of Fact and Law.** Preliminary, the parties expect the following issues of fact and/or law to be presented to the court at trial in this matter:

Plaintiffs' position: The amount of attorney fees and costs the prevailing party, C.S. et al., is entitled.

Defendant position: Whether the plaintiffs are the prevailing party, and if so, the amount of attorney fees and costs the prevailing party is entitled.

4. **Discovery Plan.** The parties jointly propose to the court the following discovery plan.

A. Discovery will be needed on the following issues:

Any matter relevant to the amount of attorney fees and costs incurred in C.S. et al. v. Anchorage School District, DEED Case No. Hr. 05-13, pursuant to 20 U.S.C. § 1415(i)(3), except those matters covered in the attached stipulation filed contemporaneously with this report.

B. All discovery commenced in time to be completed by ("discovery close date").

Joint position: The parties do not anticipate any depositions or discovery in this matter. However, in the event that discovery is commenced:

Plaintiff position: April 1, 2006

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Defendant position: _____

C. Limitations on Discovery.

1. Interrogatories-

No change from F.R.Civ.P.33(a)

_____ Maximum of _____ by each party to any other party.

_____ Responses due in _____ days.

2. Requests for Admissions.

No change from F.R.Civ.P.36(a).

_____ Maximum of _____ by each party to any other party.

_____ Responses due in _____ days.

3. Depositions.

No change from F.R.Civ.P.36(a), (d).

_____ Maximum of _____ by each party to any other party.

_____ Responses due in _____ days.

D. Reports from retained experts.

Not later than 90 days before the close of discovery subject to

F.R.Civ.P.26(a)(2)(C).

_____ Reports due:

From plaintiff (*insert date*)

From defendant (*insert date*)

E. Supplementation of disclosures and discovery responses are to be made:

Periodically at 60-day intervals from the entry of scheduling and planning order.

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As new information is acquired, but not later than 60 days before the close of discovery.

F. A final witness list, disclosing all lay and expert witnesses whom a party may wish to call at trial, will be due:

45 days prior to the close of discovery

Not later than (*insert date*)

5. **Pretrial Motions.**

No change from D.Ak. LR 16.1(c).

The following changes to D.Ak. LR 16.1(c). [Check and complete all that apply]

Motions to amend pleadings or add parties to be filed not later than (*insert date*)

Motions under the discovery rules must be filed not later than 45 days prior to the close of discovery.

Motions in limine and dispositive motions must be filed not later than 30 days prior to the close of discovery.

6. **Other Provisions:**

A. The parties do not request a conference with the court before the entry of the scheduling order.

The parties request a scheduling conference with the court on the following issue(s):

Setting deadlines for the filing of briefs and the filing of motions and cross-motions.

B. Alternative Dispute Resolution. [D.Ak. LR 16.2]

This matter is not considered a candidate for court-annexed alternative dispute resolution.

The parties will file a request for alternative dispute resolution not later than

Plaintiffs' position: February 15, 2006

Defendant position: _____

Mediation Early Neutral Evaluation

C. The parties do not consent to trial before a magistrate judge.

D. Compliance with the Disclosure Requirements of F.R.Civ.P.7.1.

All parties have complied Compliance not required by any party

7. **Trial.**

A. The matter will be ready for trial:

Plaintiff position: The matter before the court is to be decided on motions and cross motions submitted by the parties, therefore, no trial date is requested.

45 days after the discovery close date – Defendant position.

Not later than (*insert date*)

B. This matter is expected to take 1 days to try. – Defendant position.

C. Jury demanded yes no. – Defendant position.

Right to trial disputed? yes no. – Defendant position.

Dated:

1/8/04



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